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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA) CR. NO. S-05-0034-LKK
12)
Plaintiff,)
13 v.) ORDER SETTING FURTHER DATES
AND EXCLUDING TIME
14 LINDA CHANEY,) UNDER THE SPEEDY TRIAL ACT
JAY McCASTLE,)
15 DAVID TALCOTT USSERY, and)
ROBERT ROBINSON,)
16 Defendants.)
17 _____

18 Based upon request of the parties and representations made in
19 open court on December 20, 2005, IT IS HEREBY ORDERED:

20 This matter is set over for a further motions hearing on
21 February 22, 2005.

22 The government shall file any opposition to the any further
23 motions of the defendants by February 7, 2006; the defendants shall
24 file any replies by February 14, 2006.

25 The Court finds that the defendants' counsel reasonably require
26 additional time to review recently provided additional discovery
27 with their clients and to conduct investigation for effective

1 preparation of any additional motions to be filed on behalf of their
2 clients.

3 The Court further finds that the ends of justice served by
4 granting the defendant's counsel time to diligently prepare motions
5 outweigh the best interest of the defendant and the public in a
6 speedy trial.

7 Accordingly, the Court orders that time shall be excluded until
8 February 22, 2006, under the Speedy Trial Act, 18 U.S.C. §
9 3161(h)(8)(iv) (T-4 / preparation of counsel). In addition, time
10 should be excluded from the computation of the Speedy Trial Act due
11 to the pendency of previously filed motions upon which the Court had
12 not yet ruled pending further development such as an anticipated
13 superseding indictment and given counsels' request to supplement at
14 least one of those motions if necessary. 18 U.S.C. § 3161(h)(1)(E).

15 Trial Confirmation shall occur on February 22, 2006; Trial
16 shall commence March 16, 2006.

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19 Dated: December 20, 2005

/s/ Lawrence K. Karlton
HON. LAWRENCE K. KARLTON
UNITED STATES DISTRICT JUDGE